



January 31, 2003

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## SENATE BILL No. 238

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DIGEST OF SB 238 (Updated January 29, 2003 6:44 PM - DI 87)

**Citations Affected:** IC 36-2.

**Synopsis:** Fees for recording multiple parcels. Allows the county legislative body to authorize the county auditor to charge a fee of not more than \$5 for each legal description of each parcel contained in the deed for which the auditor makes a real property endorsement.

**Effective:** July 1, 2003.

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January 9, 2003, read first time and referred to Committee on Governmental Affairs and Interstate Cooperation.  
January 30, 2003, amended, reported favorably — Do Pass.

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SB 238—LS 7234/DI 87+



January 31, 2003

First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

## SENATE BILL No. 238

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A BILL FOR AN ACT to amend the Indiana Code concerning local government.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1       SECTION 1. IC 36-2-9-18, AS AMENDED BY P.L.65-2001,  
2       SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3       JULY 1, 2003]: Sec. 18. (a) Before the auditor makes the endorsement  
4       required by IC 36-2-11-14, the auditor may require that a tax  
5       identification number identifying the affected real property be placed  
6       on an instrument that conveys, creates, encumbers, assigns, or  
7       otherwise disposes of an interest in or a lien on real property. The tax  
8       identification number may be established by the auditor with the  
9       approval of the state board of accounts. If the tax identification number  
10      is affixed to the instrument or if a tax identification number is not  
11      required, the auditor shall make the proper endorsement on demand.  
12      (b) On request, a county auditor shall provide assistance in  
13      obtaining the proper tax identification number for instruments subject  
14      to this section.  
15      (c) The tax administration number established by this section is for  
16      use in administering statutes concerning taxation of real property and  
17      is not competent evidence of the location or size of the real property

SB 238—LS 7234/DI 87+



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1 affected by the instrument.  
2 (d) The legislative body of a county may adopt an ordinance  
3 authorizing the auditor to collect a fee in an amount that does not  
4 exceed five dollars (\$5) for each:  
5 **(1) real property endorsement that the auditor makes; deed; or**  
6 **(2) legal description of each parcel contained in the deed;**  
7 **for which the auditor makes a real property endorsement.** This fee  
8 is in addition to any other fee provided by law. The auditor shall place  
9 revenue received under this subsection in a dedicated fund for use in  
10 maintaining plat books.

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## COMMITTEE REPORT

Mr. President: The Senate Committee on Governmental Affairs and Interstate Cooperation, to which was referred Senate Bill No. 238, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 2, line 5, strike "real property endorsement that the auditor makes;" and insert "**deed;**".

Page 2, line 6, after "deed" insert ";".

Page 2, line 6, beginning with "for" begin a new line blocked left.  
and when so amended that said bill do pass.

(Reference is to SB 238 as introduced.)

RIEGSECKER, Chairperson

Committee Vote: Yeas 9, Nays 0.

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